

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application	)	<u>PATENT APPLICATION</u>
	)	
Inventor(s): Paul J. Husted, et al.	)	
	)	Art Unit: 2611
Application No.: 10/782,394-4348	)	
	)	Examiner: Kevin M. Burd
Filed: 2/18/2004	)	
	)	
Title METHOD AND APPARATUS FOR	)	
SELECTIVE DISREGARD OF CO-CHANNEL	)	
TRANSMISSIONS ON A MEDIUM	)	
	)	

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and non-U.S. patent, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP § 609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

- ☐ This statement qualifies under 37 C.F.R. § 1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
     -- OR --
  - ☐ (2) It is being filed within 3 months of entry of a national stage  
     -- OR --
  - ☐ (3) It is being filed before the mail date of the first Office Action on the merits.  
     -- OR --
  - ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114

- ☐ 37 C.F.R. § 1.97(c). If this statement is being filed after the period specified in § 1.97(b), but before the mailing date of the earlier of a final office action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, then:
- ☐ a certification as specified in § 1.97(e) is provided below; **or**
- ☐ a fee of \$180.00 as set forth in § 1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ 37 C.F.R. § 1.97(d). If this statement is being filed after the period specified in § 1.97(c), but on or before payment of the issue fee, then:
- A. a certification as specified in § 1.97(e) is completed below; **and**
- B. a fee of \$180.00 as set forth in § 1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
- ☒ **Fee Authorization. This IDS is being electronically filed and fees should be charged to our American Express credit card.** However, in the event additional fees are due, or there is an underpayment of fees, the Commissioner is authorized to charge our Deposit Account No. 50-0574 (Docket No. ATH-0125).

Respectfully submitted,

BEVER, HOFFMAN & HARMS, LLP

Dated: January 16, 2008

Telephone: (408) 451-5907  
Customer No. 30547

By:

  
Jeanette S. Harms, Reg. No. 35,537

**CERTIFICATION UNDER 37 C.F.R. § 1.97(e)**


*(Attachment to Information Disclosure Statement)*

- ☐ 37 C.F.R. § 1.97(e)(1). **APPLICANT'S UNDERSIGNED ATTORNEY HEREBY CERTIFIES THAT** each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement; **or**
- ☒ 37 C.F.R. § 1.97(e)(2). **APPLICANT'S UNDERSIGNED ATTORNEY HEREBY CERTIFIES THAT** no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of this statement.

Respectfully submitted,

Dated: January 16, 2008

By: \_\_\_\_\_

  
Jeanette S. Harms, Reg. No. 35,537

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Customer No. 30547